

Adopted

12/29/03

TOWN OF RIVERHEAD
COMMUNITY DEVELOPMENT AGENCY

Resolution # 25

**AUTHORIZES THE CHAIRMAN TO EXECUTE AN AGREEMENT BETWEEN THE
RIVERHEAD COMMUNITY DEVELOPMENT AGENCY AND ALTITUDE EXPRESS,
INC. D/B/A SKY DIVE LONG ISLAND**

Councilman Densieski offered the following resolution, was seconded by

Councilman Lull :

NOW THEREFORE BE IT HEREBY RESOLVED, that the Chairman is hereby authorized to execute a Runway Use Agreement Addendum between the Riverhead Community Development Agency and Altitude Express, Inc. D/B/A Sky Dive Long Island (copy attached herewith); and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Sky Dive Long Island, 220 Pleasure Drive, Flanders, New York, 11901; the Supervisor's Office; Andrea Lohneiss, Director, CDA; the Office of Accounting and the Office of the Town Attorney.

absent **THE VOTE**
Sanders Yes No Blass Yes No
Densieski Yes No Lull Yes No
Kozakiewicz Yes No
THE RESOLUTION WAS X WAS NOT
THEREUPON DULY ADOPTED

RUNWAY USE AGREEMENT ADDENDUM

This addendum, entered into this 30th day of December, 2003, amends and supplements the Runway Use Agreement made between and dated September 20, 2000, between the Town of Riverhead Community Development Agency ("CDA") and Altitude Express, Inc. d/b/a SkyDive Long Island, a New York corporation with offices at 220 Pleasure Drive, Flanders, New York 11901; and

WHEREAS, in accordance with Community Development Agency Resolution #11 adopted by the Riverhead Town Board on May 1, 2001, a Runway Use Agreement Addendum dated May 31, 2001 was executed by the parties to extend the terms of the original agreement for a period of five years to September 20, 2006; and

WHEREAS, in accordance with Community Development Agency Resolution # 23 adopted by the Riverhead Town Board on November 18, 2003, a public hearing was held on December 16, 2003 at which time the public hearing was closed leaving open a written comment period through the close of business on December 19, 2003; and

WHEREAS, the parties to the aforementioned Runway Use Agreement wish to extend the terms of that agreement for a period of seven years from the existing termination date contained therein.

NOW, THEREFORE, it is hereby agreed as follows:

1. The Runway Use Agreement dated September 20, 2000, made by and between the Town of Riverhead Community Development Agency and SkyDive Long Island, Inc, is hereby extended and shall continue in full force and effect until September 20, 2013, and be it further

2. That the runway use fees and tie down fees will be adjusted annually commencing on September 20 in the years 2007, 2008, 2009, 2010, 2011, 2012 and 2013 in the same percentage as the annual Cost of Living Adjustment (COLA) as determined by the Social Security Administration for the corresponding year.

3. That all the terms and conditions set forth in the Runway Use Agreement dated September 20, 2000 shall remain in full force and effect during the term of this addendum.

IN WITNESS WHEREOF, the parties hereto do hereby execute this addendum as of the date and year first above written.

Town of Riverhead
By: Robert F. Kozakiewicz

Skydive Long Island
By: Ray Maynard, President